BILL NO. Z-77-12-30

ZONING MAP ORDINANCE NO. Z-04-78

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. P 27.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B 1 B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. P 27, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

The South 100 feet of the West 160 feet of Lot numbered Eighteen (18) in Curdes South Acres Addition.

The North 33 1/3 feet of the West 160 feet of Lot Number Eighteen and the South 66 2/3 feet of the West 160 feet of Lot Number 19 in Curdes South Acres Addition.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

William T Hunga
Councilman

APPROVED AS TO FORM AND LEGALITY

City Attorney

Read the first time in full and on motion by Hinga, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and ~~Public Hearing to be held after due legal notice~~, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19__, at _____ o'clock ____ M., E.S.T.

DATE: 12-27-77

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by O. Schmidt, seconded by Nuckols, and duly adopted, placed on its passage.

PASSED ~~(LOST)~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	7	0		2	
BURNS	✓				
HINGA				✓	
HUNTER	✓				
MOSES				✓	
NUCKOLS	✓				
SCHMIDT, D.	✓				
SCHMIDT, V.	✓				
STIER	✓				
TALARICO	✓				

DATE: 2-14-78

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) ~~(GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION)~~ ORDINANCE (~~RESOLUTION~~) No. G-04-78 on the 14th day of February, 1978

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of February, 1978, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 22nd day of February, 1978, at the hour of 9:00 o'clock A M., E.S.T.

Robert E. Armstrong
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 27, 1977, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-77-12-30; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 16, 1978;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 23, 1978.

Certified and signed this
24th day of January, 1978.

Luben Lazoff
Secretary

Bill No. 77-12-30

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance

Amending the City of Fort Wayne Zoning Map No. P 27

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance do PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

JOHN NUCKOLS - VICE CHAIRMAN

WILLIAM T. HINGA

DONALD J. SCHMIDT

JAMES S. STIER

DATE 2-14-78 CONCURRED IN

CHARLES W. WESTERMAN, CITY CLERK

© BUSINESS FORM—PRODUCT OF WILSON JONES
GrayLine

RECEIPT

Date Nov. 30 19 77 No. 10076

Received From Christ S. Tsaycoff

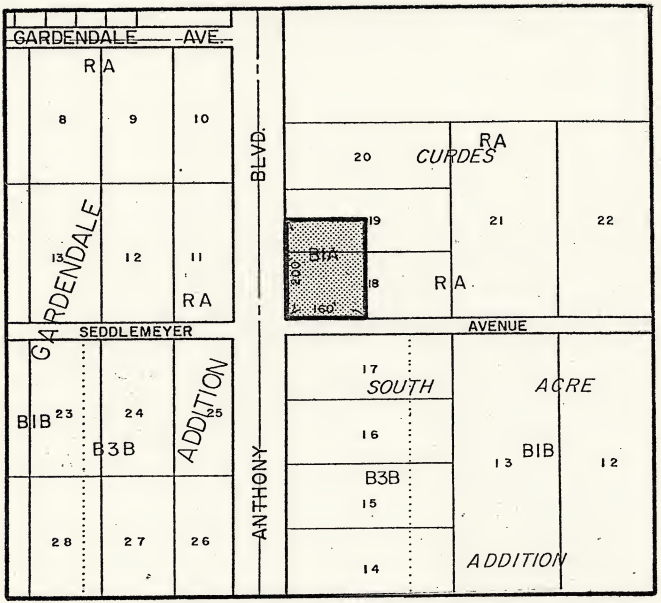
Address 7117 Blackhawk Rd

Fifty Dollars ——— Dollars $ 50.00

For Filing Fee for Zoning Application

ACCOUNT			HOW PAID		
AMT. OF ACCOUNT	50	00	CASH		
AMT. PAID	50	00	CHECK		✓
BALANCE DUE	—		MONEY ORDER		

By Guy Bartin



REZONE FROM BIA TO BIB

MAP NO. P27

Z-77-12-30

N

BY M.F.C. 11-30-77

PETITION FOR ZONING ORDINANCE AMENDMENT Receipt No. _____

Date Filed _____

Intended Use Coney King Restaurant

I/We Christ and Ruth Traycoff
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an B-1A District to a/an B-1-B District the property described as follows:

The South 100 feet of the West 160 feet of Lot number Eighteen (18) in Curdes South Acres Addition.

The North 33 1/3 feet of the West 160 feet of Lot Number Eighteen and the South 66 2/3 feet of the West 160 feet of Lot Number 19 in Curdes South Acres Addition.

(Legal Description) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

(Name)	(Address & Zip Code)	(Signature)
Christ Traycoff	7117 Blackhawk Lane 46815	Christ Traycoff
Ruth Traycoff	7117 Blackhawk Lane 46815	Ruth Traycoff

(If additional space is needed, use reverse side)

Legal Description checked by _____

NOTE FOLLOWING RULES

All requests for continuances or requests that ordinances be taken under advisement shall be filed, in writing, in the office of Community Development and Planning, by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for the meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance. (FILING FEE: $50.00)

Name and address of the preparer, attorney or agent.

(Name)	(Address & Zip code)	(Telephone Number)
Christ Traycoff	7117 Blackhawk Lane/46815	485-9555

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning and Zoning (CITY PLAN COMMISSION) / Room # 830, City-County Building, One Main Street / Fort Wayne, Indiana 46802 (Phone: 423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoning

Owners of Property

(Name)	(Address & Zip Code)	(Signature)

3900

Admn. Appr._____

DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Amendment 3-77-12-20

DEPARTMENT REQUESTING ORDINANCE CD&P - Long Range Planning & Zoning

SYNOPSIS OF ORDINANCE Lots #18 & 19 in Curdes South Acres Addition, more commonly located at the Northeast corner of South Antthony Blvd., and Seddlemeyer Avenue.

EFFECT OF PASSAGE Property is presently a "B1A" - Limited Business District. Petitioners are requesting a "B1B" District - Limited Business which will allow a restaurant on this property.

EFFECT OF NON-PASSAGE Property would remain "B1A" District.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J.N.)_____

Reg

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

February 27, 1978

Ms. Virginia Grace
Fort Wayne, Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of March 3 and March 10, 1978, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council of Fort Wayne, Indiana

Zoning Map Ordinance No. Z-03-78
Bill No. Z-77-12-29

Zoning Map Ordinance No. Z-04-78
Bill No. Z-77-12-30

General Ordinance No. G-04-78
Bill No. G-77-05-34

Please send us fourteen (14) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

© F.W.B.C. 197

LEGAL NOTICE
OF THE COMMON COUNCIL, FORT WAYNE, INDIANA

Notice is hereby given that on the 14th day of February, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. Z-77-12-29 --- ZONING MAP ORDINANCE NO. Z-03-78, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L 2.

Notice is hereby given that on the 14th day of February, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. Z-77-12-30 -- ZONING MAP ORDINANCE NO. Z-04-78, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. P 27.

Notice is hereby given that on the 14th day of February, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-77-05-34 -- GENERAL ORDINANCE NO. G-04-78, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain utility easement.

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that Bill No. Z-77-12-29 -- Zoning Map Ordinance No. Z-03-78, that Bill No. Z-77-12-30 -- Zoning Map No. Z-04-78, and that Bill No. G-77-05-34 -- General Ordinance No. G-04-78, were passed by the Common Council on the 14th day of February, 1978, and that said Ordinances were duly signed and approved by the Mayor on the 22nd day of February, 1978, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 22nd day of February, 1978.

Charles W. Westerman
City Clerk

Copies of said Bill No. Z-77-12-29 -- Zoning Map Ordinance No. Z-03-78, Bill No. Z-77-12-30 -- Zoning Map No. Z-04-78, and Bill No. G-77-05-34 -- General Ordinance No. G-04-78, are posted in the following public places in Fort Wayne, Allen County, Indiana.

(1) The main floor lobby of the City-County Building

(2) The bulletin board in the lobby at the east door of the Allen County Court House

(3) The bulletin board in the lobby of the Downtown Fort Wayne Public Library

Copies of said Bill No. Z-77-12-29 -- Zoning Map Ordinance No. Z-03-78, Bill No. ZZ-77-12-30 -- Zoning Map No. Z-04-78, and Bill No. G-77-05-34 -- General Ordinance No. G-04-78, are posted in the following public places in Fort Wayne, Indiana.

(4) The Reference Room in the north end of the main floor in said Downtown Public Library

(5) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinances in the designated places as stated above on March 3, 1978.

Charles W. Westerman
City Clerk